

#64

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Kawai HIROYUKI, et al.

SERIAL NUMBER: 09/926,068

FILED: August 23, 2001

FOR: METHOD OF TRANSMITTING BURST SIGNAL IN MOBILE  
COMMUNICATION SYTEM AND DEVICE THEREFOR, INFORMATION  
DISTRIBUTING METHOD AND INFORMATION DISTRIBUTION CONTROL  
DEVICE**RESPONSE TO NOTICE OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371**ASSISTANT COMMISSIONER FOR PATENTS & TRADEMARKS  
WASHINGTON, D.C. 20231

SIR:

Responsive to the notification dated **October 18, 2001**, and in accordance with the provisions of 35 U.S.C. 371, Applicants submit herewith a Rule 63 Declaration.

The required fee was paid at the time of filing the application.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Our check in the amount of \$708.00 is attached hereto. If any variance exists between the amount enclosed and the required Government fee, please charge or credit the difference to our Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136 and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

12/14/2001 UEDUVIJE 00000010 09926068

01 FC:966  
02 FC:964540.00 DP  
168.00 DP

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.**22850**Marvin J. Spivak  
Attorney of Record  
Registration No. 24,913  
Surinder Sachar  
Registration No. 34,423

DOCKET NO. 213035US2

IN RE APPLICATION OF: Kawai HIROYUKI, et al.

SERIAL NO.: 09/926,068

FILED: HEREWITH

FOR: METHOD OF TRANSMITTING BURST SIGNAL IN MOBILE COMMUNICATION SYSTEM  
AND DEVICE THEREFOR, INFORMATION DISTRIBUTING METHOD AND  
INFORMATION DISTRIBUTION CONTROL DEVICE

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required.
- ☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established by a verified statement previously submitted.
- ☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established by a verified statement submitted herewith.
- ☒ Additional documents filed herewith: Preliminary Amendment/Declaration  
Notice of Missing Requirements/Response to Notice/Check for \$708.00.00

The fee has been calculated as shown below.

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY	OTHER THAN A SMALL ENTITY		
	CLAIMS REMAINING AFTER		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
TOTAL	* 50	MINUS	** 50	= 0	X9 =	\$	X18 =	\$ 540.00
INDEP	* 5	MINUS	*** 5	= 0	X39 =	\$	X84 =	\$ 168.00
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM					+130 =	\$	+270 =	\$
TOTAL						\$	TOTAL	\$ 708.00

XX A check in the amount of \$ 708.00 is attached.

XX Please charge any additional fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

XX If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

*Marvin J. Spivak*

Marvin J. Spivak  
Attorney of Record  
Registration No. 24,913  
Surinder Sachar  
Registration No. 34,423



22850

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\*If the entry in Column 2 is less than the entry in Column 1 write "0" in Column 3.  
\*\*If the "Highest Number Previously paid for" IN THIS SPACE is less than 20 write "20" in this space.  
\*\*\*If the "Highest Number Previously paid for" IN THIS SPACE is less than 3 write "3" in this space.

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DTY

10-19-01  
- 825

Commissioner for Patents, for PCT, United States Patent and Trademark Office, Washington, D.C. 20231, www.uspto.gov

U.S. APPLICATION NUMBER NO. 09/926,068	FIRST NAMED APPLICANT Hiroyuki Kawai	ATTY. DOCKET NO. 213035US2PCT
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22850  
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT PC  
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ARLINGTON, VA 22202

INTERNATIONAL APPLICATION NO.
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PCT/JP00/09193

I.A. FILING DATE	PRIORITY DATE
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12/25/2000

12/24/1999

CONFIRMATION NO. 9193

371 FORMALITIES LETTER



\*OC000000006914027\*

Date Mailed: 10/18/2001

*Decl. One / Additional  
Claim Fees*

*12-18-01*

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fees
- Priority Document
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Request for Immediate Examination

**RECEIVED**  
OCT 19 2001

OBLON, SPIVAK, McCLELLAND  
MAIER & NEUSTADT, P.C.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Additionally the following defects have been observed:

- Additional claim fees of \$882 as a non-small entity, including any required multiple dependent claim

fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$882** for a Large Entity:

- Total additional claim fee(s) for this application is **\$882**
  - **\$612** for **34** total claims over 20.
  - **\$270** for multiple dependant claims surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

MAMIE P PERSON

Telephone: (703) 305-3737

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/926,068	PCT/JP00/09193	213035US2PCT